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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/633,862	08/04/2003	Stephen K. Henry	8000/38	6612
23381	7590	12/05/2003	EXAMINER	
DORR CARSON SLOAN & BIRNEY, PC			NINO, ADOLFO	
3010 EAST 6TH AVENUE			ART UNIT	
DENVER, CO 80206			PAPER NUMBER	

2831

DATE MAILED: 12/05/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/633,862	HENRY, STEPHEN K.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Adolfo Nino	2831	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

1) ☒ Responsive to communication(s) filed on 04 August 2003.

2a) ☐ This action is **FINAL**.                      2b) ☐ This action is non-final.

3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

4) ☒ Claim(s) 1-25 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) ☒ Claim(s) 1, 3, 5-13, 15-19, 21, 22, 24 and 25 is/are allowed.

6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.

7) ☒ Claim(s) 2, 4, 14, 20 and 23 is/are objected to.

8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

9) ☐ The specification is objected to by the Examiner.

10) ☒ The drawing(s) filed on 04 August 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. §§ 119 and 120**

12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All   b) ☐ Some \* c) ☐ None of:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

13) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application) since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

a) ☐ The translation of the foreign language provisional application has been received.

14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121 since a specific reference was included in the first sentence of the specification or in an Application Data Sheet. 37 CFR 1.78.

**Attachment(s)**

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☒ Information Disclosure Statement(s) (PTO-1449) Paper No(s) 8/4/03

4) ☐ Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_

5) ☐ Notice of Informal Patent Application (PTO-152)

6) ☐ Other: \_\_\_\_\_

***Claim Objections***

Claims 2, 4, 14, 20 and 23 are objected to because of the following informalities:

Claim 2, line 2, "a" should be ---the--- or ---said---.

Claims 4, 14, 20 and 23, lines 1-2, "the cable protector connector" should be plural.

Claims 4, 14, 20 and 23, line 4, "a" should be ---the--- or ---said---.

Claims 4, 14, 20 and 23, line 4, "cable protector" should be plural.

Appropriate correction is required.

***Allowable Subject Matter***

Claims 1, 3, 5-13, 15-19, 21, 22, 24 and 25 are allowed.

Claims 2, 4, 14, 20 and 23 would be allowable if rewritten to overcome the objection(s) set forth in this Office action.

The following is an examiner's statement of reasons for allowance:

The primary reason for the indication of the allowability of claims 1, 3 and 5-12 is the inclusion therein of the combination of "a central member bridging the void between the side ramps of two cable protectors placed <sup>d</sup>/<sub>h</sub> in a parallel, side-by-side relationship with <sup>OR 12/1/03</sup> predetermined spacing and having an upper surface extending between the cable protectors" and "cable protector connectors extending from the central member to removably secure the cable protectors to the central member" in combination with the other claim limitations. This combination was neither disclosed nor taught by the cited prior art, alone or in combination.

The primary reason for the indication of the allowability of claims 13 and 15-17 is the inclusion therein of the combination of "a central member bridging the void between the side ramps of two cable protectors placed in a parallel, side-by-side relationship with predetermined spacing" and said central member having "(b) tapered lateral edges complementing the side ramps of the cable protectors" in combination with the other claim limitations. This combination was neither disclosed nor taught by the cited prior art, alone or in combination.

The primary reason for the indication of the allowability of claims 18, 19 and 21 is the inclusion therein of the combination of "a central member bridging the void between the side ramps of two cable protectors placed in a parallel, side-by-side relationship with predetermined spacing" and said central member having "(b) at least one track extending along the length of the bottom of the central member to hold cables" in combination with the other claim limitations. This combination was neither disclosed nor taught by the cited prior art, alone or in combination.

The primary reason for the indication of the allowability of claims 22, 24 and 25 is the inclusion therein of the combination of "a central member bridging the void between the side ramps of two cable protectors placed in a parallel, side-by-side relationship with predetermined spacing" and a base member having "(c) a central member connector to removably secure the base member to the recess in the central member, said central member connector having at least one track extending along the length of the central member to hold cables" in combination with the other claim limitations. This

combination was neither disclosed nor taught by the cited prior art, alone or in combination.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Zeinstra et al. (US 6,067,681) disclose a hose bridge. Ziaylek et al. (Des. 370,717) disclose a hose bridging apparatus. Spangler (US 585,540) discloses a hose bridge.

This application is in condition for allowance except for the following formal matters:

Please see above noted objections.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.

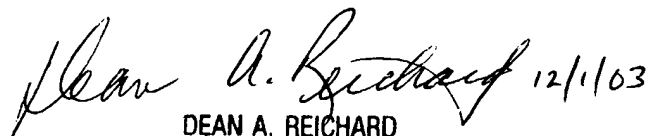
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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Adolfo Nino whose telephone number is (703) 305-1071. The examiner can normally be reached on M-F (7:30-5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dean A Reichard can be reached on (703) 308-3682. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

AN

 12/1/03  
DEAN A. REICHARD  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2800